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AURORA LOAN SERVICES, LLC and MORTGAGE ELECTRONIC SYSTEMS, INC.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

MARIA R. METCALF,

Plaintiff,

v.

DREXEL LENDING GROUP, a California
corporation, OLD REPUBLIC TITLE
COMPANY, a California corporation,
AURORA LOAN SERVICES LLC, a
California limited liability company
MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC., a
Delaware corporation, and ROBERT E.
WEISS INCORPORATION, a California
Corporation,,

Defendants.

Case No. 3:08-cv-00731-W-POR

**DEFENDANTS AURORA LOAN
SERVICES, LLC'S AND MORTGAGE
ELECTRONIC REGISTRATION
SYSTEMS, INC'S REPLY BASED ON
NON OPPOSITION TO THE MOTION
TO DISMISS**

[F.R.Civ.P., Rule 12(b)(6)]

Date: August 1, 2008
Time: 11:00 a.m.
Courtroom: 7

**NO ORAL ARGUMENT WILL BE
HEARD [CivLR 7.1(d)1]**

On July 3, 2008, the Court granted Plaintiff's request to continue the hearing on the Motion to Dismiss filed by Defendants Aurora Loan Services, LLC ("Aurora") and Mortgage Electronic Registration Systems, Inc. ("MERS"). The deadline for Plaintiff to file an opposition to the Motion to Dismiss was extended to July 19, 2008. Aurora and MERS have received no opposition from Plaintiff to their Motion to Dismiss under Fed. R. Civ. P. 12(b)(6), which is now scheduled to be heard by this Court on August 1, 2008.

Because Aurora's and MERS' Motion to Dismiss is well founded and unopposed, Aurora and MERS respectfully request this Court grant their motion and dismiss Aurora and MERS from the above captioned case.

1 Dated: July 21, 2008

PITE DUNCAN, LLP

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4 By: /s/ Thomas N. Abbott
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